

Issued July 13, 1911.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 938, FOOD AND DRUGS ACT.

ADULTERATION OF FROZEN EGGS.

On or about February 23, 1910, A. Grossenbach Company, Incorporated, Milwaukee, Wis., shipped from the State of Wisconsin into the State of Massachusetts 574 cans of frozen egg product. Samples from this shipment were procured and examined by the Bureau of Chemistry, United States Department of Agriculture, and the product was found to contain an excessive number of organisms, including members of the B. coli group. As the examination and report thereon showed that the product was adulterated within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded the said A. Grossenbach Company, Incorporated, and the party from whom the samples were procured opportunities for hearings. As it appeared after hearings held that the shipment was made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney-General with a statement of the evidence upon which to base a prosecution.

In due course a criminal information was filed in the District Court of the United States for the Eastern District of Wisconsin against the said A. Grossenbach Company, Incorporated, charging the above shipment and alleging that the product so shipped was adulterated in that the product was in whole or in part filthy, decomposed, and putrid, and unfit for human consumption.

On April 7, 1911, the defendant entered a plea of nolo contendere to the above information, whereupon the court imposed a fine of \$25.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *June 7, 1911.*

